

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Charles Hickey Jr., et al.,	:	
	:	Case No: 2:08-CV-0824
Plaintiffs,	:	
	:	Judge Graham
vs.	:	
	:	Magistrate Judge King
Mary Susan Chadick, et al.,	:	
	:	
Defendants.	:	

ORDER

The parties are ordered to provide the court with supplemental briefing on the issue of whether or not the debarring official's decision to debar the individual plaintiffs in this case was arbitrary and capricious based on the reasoning employed in the case of Novicki v. Cook, 946 F.2d 938 (D.C. Cir. 1991) and interpreting cases. Specifically, the court would like briefing on Novicki's holding that the debarring officer applied an inappropriate legal standard when it debarred a corporate officer based solely on his status. Id. at 943. Supplemental briefing is due 14 days from the date of this order.

It is so ORDERED.

s/ James L. Graham
JAMES L. GRAHAM
United States District Judge

DATE: November 25, 2009

